

Christina N. Goodrich (SBN 261722)
christina.goodrich@klgates.com
Cassidy T. Young (SBN 342891)
cassidy.young@klgates.com
K&L GATES LLP
10100 Santa Monica Boulevard
Eighth Floor
Los Angeles, CA 90067
Telephone: +1 310 552 5000
Facsimile: +1 310 552 5001

[Additional counsel on signature page]

**Attorneys for Plaintiff
Entropic Communications, LLC**

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

ENTROPIC COMMUNICATIONS, LLC,
Plaintiff,
v.
COX COMMUNICATIONS, INC., *et al.*,
Defendants.

ENTROPIC COMMUNICATIONS, LLC,
Plaintiff,
v.
COMCAST CORPORATION, *et al.*,
Defendants.

Case No.: 2:23-cv-01049-JWH-KES
(Lead Case)
Case No.: 2:23-cv-01050-JWH-KES
(Related Case)

[Assigned to the Honorable John W.
Holcomb]

**PLAINTIFF ENTROPIC'S
APPLICATION TO FILE
DOCUMENTS UNDER SEAL
REGARDING MOTION TO
DISMISS COX DEFENDANTS'
COUNTERCLAIMS;
DECLARATION OF CASSIDY T.
YOUNG; [PROPOSED] ORDER**

Hearing Date: March 29, 2024
Hearing Time: 9:00 a.m.
Courtroom: 9D (Santa Ana)

TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Pursuant to Central District of California Local Rule 79-5.2.2(a), Plaintiff Entropic Communications, LLC (“Entropic” or “Plaintiff”) hereby applies for an order sealing **unredacted** information referenced in Entropic’s Motion to Dismiss Cox Defendants’ Counterclaims, which contains details related to and terms of a confidential agreement between third parties.

Each portion of the documents referenced in the chart below contains information that has been designated as confidential pursuant to agreements reached between third parties or have been filed under seal by Defendants Cox Communications, Inc., CoxCom LLC, and Cox Communications California, LLC (collectively, “Cox”). (See Decl. of Cassidy T. Young in Support of Entropic’s Application to File Documents Under Seal, ¶ 4–6.) Entropic, therefore, applies to file such documents and information under seal pursuant to Local Rule 79-5.2.2(a).

The information to be sealed is identified below:

Item to be Sealed Pursuant to L.R. 79-5.2.2(a)	Description of Information
Portions of Entropic’s Motion to Dismiss Defendants’ Counterclaims (“Motion”) at 11:6–12.	Terms of confidential agreement between third parties.
Portions of Motion at 13 n.6.	Terms of confidential agreement between Entropic and a third party.
Portions of Motion at 16:25–27.	Terms of confidential agreement between Entropic and a third party.
Portions of Motion at 17:24–27.	Terms of confidential agreement between third parties.

Portions of Motion at 18 n.8.	Terms of confidential agreement between third parties.
Exhibit A to Declaration of Cassidy T. Young in Support of Motion.	Terms of confidential agreement between Entropic and a third party.

Pursuant to Local Rule 79-5.2.2(a), Entropic applies to file under seal the documents listed above. Under Rule 79-5.2.2(a), a party may seek leave to file a document under seal so long as the Application describes the nature of the information that should be closed to public inspection and is accompanied by: (1) a declaration establishing good cause why the strong presumption of public access in civil cases should be overcome and informing the Court whether anyone opposes the Application; (2) a proposed order; (3) a redacted version of the relevant documents; and (4) an unredacted version of the relevant documents. Entropic has complied with these requirements. The information that Entropic seeks to seal is contained within confidential agreements between third parties. The public does not have an interest in accessing this confidential information. Additionally, Entropic's request is narrowly tailored to only prevent the public from viewing confidential information. Finally, counsel for Cox indicated that it does not oppose Entropic's under seal filing.

Therefore, compelling reasons exist to seal the highlighted portions of the above documents. *See Aya Healthcare Servs., Inc. v. AMN Healthcare, Inc.*, 2020 WL 1911502, at *5 (S.D. Cal. Apr. 20, 2020) ("The Court agrees that compelling reasons exist to seal references . . . to Defendants' proprietary business records that detail sensitive financial terms, proprietary business strategies, and confidential negotiations and agreements with third parties."); *Roberts v. Bloom Energy Corp.*, 2020 WL 6162117, at *4 (N.D. Cal. Oct. 21, 2020) (granting application to seal information related to confidential third-party agreement).

1 Accordingly, Entropic respectfully requests that this Court order the unredacted
2 documents to be filed under seal. Concurrent with this filing, Entropic has filed
3 redacted versions of these documents with the Court, which only redact information
4 necessary to protect confidential, private, and otherwise non-public information therein.

5 Dated: February 6, 2024

K&L GATES LLP

By: /s/ Cassidy T. Young

Christina Goodrich (SBN 261722)
Cassidy T. Young (SBN 342891)
K&L Gates, LLP
10100 Santa Monica Boulevard,
8th Floor
Los Angeles, CA 90067
Telephone: (310) 552-5000
Fax: (310) 552-5001
christina.goodrich@klgates.com
cassidy.young@klgates.com

James A. Shimota (*pro hac vice*)
70 W. Madison Street, Ste 3300
Chicago, Illinois 60602
Telephone: (312) 807-4299
Fax: (312) 827-8000
jim.shimota@klgates.com

Peter E. Soskin (SBN 280347)
4 Embarcadero Center, Ste 1200
San Francisco, CA 94111
Telephone: (415) 882-8220
peter.soskin@klgates.com

***Attorneys for Plaintiff, Entropic
Communications, LLC***